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DISTRICT OF NEVADA	
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7 UNITED STATES DISTRICT COURT
 8 DISTRICT OF NEVADA

9 UNITED STATES OF AMERICA,

Case No. 2:20-mj- 00356-EJY

10 Plaintiff,

Criminal Complaint

11 vs
 12 KENNETH JAMES ROBISON,

Count One: *Distribution of Child Pornography*, 18
 U.S.C. § 2252A(a)(2) and (b)(1)

13 Defendant.

14
 15 BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned
 16 Complainant, being first duly sworn, deposes and states:

17 COUNT ONE

18 *Distribution of Child Pornography*

19 Beginning on a date unknown, and continuing to on or about April 9, 2020, in the
 20 District of Nevada;

21 KENNETH JAMES ROBISON,
 22 defendant herein, did knowingly distribute child pornography, as defined in Title 18, United
 23 States Code, Section 2256(8), and material containing child pornography, that had been
 24 mailed, shipped and transported in and affecting interstate and foreign commerce by a means

1 that included by computer, and that had been shipped and transported using a means and
2 facility of interstate and foreign commerce, all in violation of Title 18, United States Code,
3 Sections 2252A(a)(2) and (b)(1)

4 **PROBABLE CAUSE AFFIDAVIT**

5 Complainant, Anne M. Kempf, as a Special Agent with the Federal Bureau of
6 Investigation, states the following as and for probable cause:

7 1. I am currently assigned as a Special Agent with the Federal Bureau of
8 Investigation (FBI) in the Las Vegas Division and assigned to investigate Internet Crimes
9 Against Children (ICAC). I have been a Special Agent with the FBI since March of 2017. I
10 have received training in the field of child pornography, internet crimes against children, and
11 interview and interrogation. I am a member of the FBI's Child Exploitation Task Force
12 (CETF).

13 2. This Affidavit is made in support of a complaint charging KENNETH JAMES
14 ROBISON with violations of 18 U.S.C. § 2252A(a)(2) which makes it illegal to distribute child
15 pornography.

16 3. The statements contained in this affidavit are based on an FBI and North Las
17 Vegas Police Department (NLVPD) investigation with which I have been personally involved
18 and also includes information obtained from other law enforcement officials involved in the
19 investigation. I have not included each and every fact known to me, but rather have included
20 information establishing probable cause.

21 **BACKGROUND INFOMRATION**

22 4. Kik is an Internet Service Provider, pursuant to 42 U.S.C. § 13032. Kik is a free-
23 access social-networking application owned by the company Medialab.ai Inc. and is available
24

1 free of charge on iOS and Android operating systems. Through Kik, users can send messages,
 2 images, and videos to each other.

3 5. Kik users have two methods by which they can send images to other Kik users:
 4 via the DCIM folder of their device or by capturing an image within the application. When a
 5 photo is taken within the application, the word “camera” appears under the image.

6 **FACTS ESTABLISHING PROBABLE CAUSE**

7 6. On April 5, 2020, an FBI Online Covert Employee (OCE) joined a Kik chat
 8 group that indicated its members were interested in child pornography. After joining, the OCE
 9 was contacted by a user with the username “helpme1986”. User “helpme1986” and the OCE
 10 discussed “helpme1986” wanting to have sex with the OCE’s fictional 11-year-old daughter.
 11 Between April 5, 2020, and April 9, 2020, and during the course of this conversation,
 12 “helpme1986” sent the OCE multiple unsolicited images of child pornography. A sample of
 13 these images are described below:¹

14 NAME: 7dac1547-2a1d-45e7-a22a-a7311a4bbddb
 15 DESCRIPTION: A young female is seen on her back on a bed with her
 16 vagina exposed to the viewer. She is using her own
 17 hands to more fully open and expose her vagina to the
 18 viewer. Her face is partially captured in the image.
 Based on the child’s size in relation to items in the
 background, a lack of pubic hair, and a lack of fatty
 tissue around the breasts, the child is believed to be
 approximately 4-6 years old.

19 NAME: 80074148-9f7f-4a68-8dcf-22af2e774482
 20 DESCRIPTION: A young female is seen bent over and exposing her
 21 vagina and anus to the viewer. She is bent over in a
 manner wherein her face is fully visible to the camera.
 She is using her own hand to more fully open and
 expose her vagina. Based on the child’s size, a lack of

23

 24 ¹ Undersigned has presented the images described in this affidavit. The Magistrate Judge has reviewed those
 images as part of its probable cause determination. The images will be maintained by the case agent during the
 pendency of this case pursuant to 18 U.S.C. § 3509(m).

pubic hair, and a lack of fatty tissue around the breasts, the child is believed to be approximately 3-5 years old.

7. On April 9, 2020, "helpme1986" stated he had children and sent the OCE a picture of a female child's vagina and stated it was his daughter's. He also sent the OCE non-pornographic pictures of his face and of him with his children. Some of the images sent by "helpme1986" included the word "camera" underneath, indicating the user took the picture within the Kik application during the chat.

7 8. The pictures of his face, along with other information he provided such as first
8 name, age, and location, allowed investigators to identify "helpme1986" as KENNETH
9 JAMES ROBISON of North Las Vegas, Nevada. A subpoena to Kik for the user
10 "helpme1986" returned information that the user listed his name as "Kenny." A review of
11 ROBISON's public and open social media accounts, such as Facebook, provided additional
12 information and photos. Those photos were compared to ROBISON's Driver's License photo,
13 and they matched both his Driver's License and his Kik profile photo. A review of law
14 enforcement records listed a North Las Vegas location as the residence of ROBISON. A check
15 of Clark County School District records revealed three children resided at the same address and
16 listed ROBISON as their father.

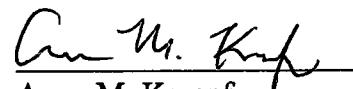
17 9. On April 9, 2020, a state telephonic search warrant was obtained from North Las
18 Vegas Justice Court Judge Lee for ROBISON's residence. The scope of the warrant was to
19 seize electronic devices within the residence or on ROBISON. During the execution of this
20 warrant, an Apple iPhone 11 was seized from ROBISON.

21 10. On the same day, ROBISON gave a voluntary statement to North Las Vegas
22 Police Department Detective Mark Hoyt and FBI Special Agent Graham Coder. Although
23 ROBISON was not under arrest at the time of his interview, he was nevertheless read his
24 Miranda rights and acknowledged he understood them. He stated he had a Kik account with

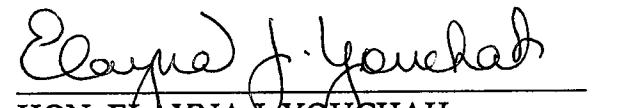
1 the username "helpme1986" and provided the password to the account. He said that he
2 frequently deletes the application in order to prevent being caught communicating with other
3 women by his girlfriend. ROBISON stated every time he reinstalled the application and logged
4 in, his content and photos would sync to his device. ROBISON admitted to sending and
5 receiving child pornography with other Kik users. ROBISON specifically admitted to having a
6 conversation with another Kik user about having sex with that user's 11-year-old daughter and
7 sending that user "kid pornography." ROBISON also admitted to taking pictures of clothed
8 minor children, including a photograph of a clothed minor child with ROBISON's hand
9 touching the minor child's clothed pubic region, and sending those over Kik but denied taking
10 any photographs of nude minor children. ROBISON admitted he sent a photograph of a child's
11 exposed vagina to another user claiming it was his daughter, but it was not. ROBISON was
12 then arrested and has remained in state custody.

13 **CONCLUSION**

14 11. Based on my training, experience, and the totality of the facts related, I submit
15 that there is probable cause to believe that KENNETH JAMES ROBISON, defendant herein,
16 has committed *Distribution of Child Pornography*, in violation of 18 U.S.C. § 2252A(a)(2) and
17 (b)(1).

18 
19 Anne M. Kempf
Special Agent
Las Vegas Division – FBI
20

21 Subscribed and sworn to before me this 5 day of May 2020.

22 
23 HON. ELAYNA J. YOUCHAH
UNITED STATES MAGISTRATE JUDGE
24